

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NOVEL ENERGY SOLUTIONS, LLC,	:	
Plaintiff,	:	
	:	
v.	:	Case No. 1:20-CV-05992-VSB
	:	
PINE GATE RENEWABLES, LLC AND	:	
GREEN STREET POWER PARTNERS,	:	
Defendants,	:	

RESPONSE IN COMPLIANCE WITH THE COURT’S ORDER SIGNED MAY 11, 2021

Now comes Defendant Pine Gate Renewables, LLC in response to the Court’s Order (ECF Doc. 54) that it inform the court whether its motion to dismiss the original complaint is now moot given that Plaintiff filed an amended complaint that Pine Gate subsequently moved to dismiss. Pine Gate’s motion to dismiss filed August 26, 2020 which sought to dismiss the original complaint has been superseded by Pine Gate’s motion to dismiss the amended complaint. Pine Gate, therefore, believes that the motions to dismiss filed in August (Docs. 11 and 14) are superseded and moot as a matter of law.

DATED: May 13, 2021

FOX ROTHSCHILD LLP
/s/ Oksana Wright
Oksana Wright, Esq.
101 Park Avenue, 17th Floor
New York, New York 10178
(212) 878-7930
(212) 692-0940 (fax)
owright@foxrothschild.com

and

/s/ Mark A. Finkelstein

Mark A. Finkelstein, Esq. (*Pro Hac Vice*)

434 Fayetteville St.

Suite 2800

Raleigh, NC, 27601-2943

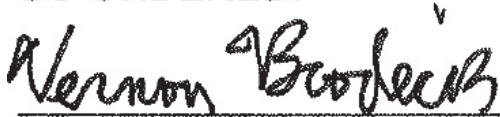
(919)755-8819

mfinkelstein@foxrothschild.com

Attorneys for Defendant Pine Gate Renewables, LLC

The Clerk of Court is respectfully directed to terminate docket entry number 11.

SO ORDERED:

A handwritten signature in black ink, reading "Vernon Broderick". The signature is written in a cursive, flowing style. The first name "Vernon" is written in a larger, more prominent script, and "Broderick" follows in a similar but slightly smaller script. The signature is positioned above a horizontal line.

HON. VERNON S. BRODERICK 5/14/2021
UNITED STATES DISTRICT JUDGE